

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MB Docket No. 04-32
Table of Allotments,	)	RM-10851
Digital Television Broadcast Stations.	)	
(Apalachicola, Florida)	)	

**REPORT AND ORDER**  
**(Proceeding Terminated)**

**Adopted: July 23, 2004**

**Released: July 30, 2004**

By the Chief, Video Division:

1. At the request of Liberty County Educational Foundation (“petitioner”), the Commission has before it the Notice of Proposed Rule Making, 19 FCC Rcd 2671 (2004), proposing the allotment of DTV channel 3 to Apalachicola, Florida, as the community’s first local commercial television service. Petitioner filed comments restating its intention to apply for DTV channel 3, if allotted. No other comments were received.

2. We believe the public interest would be served by allotting DTV channel 3 to Apalachicola since it would provide the community with its first local television service. DTV channel 3 can be allotted to Apalachicola, Florida, as proposed, in compliance Sections 73.623(d) and 73.625(a) of the Commission’s rules at coordinates 29-45-05 N. and 84-52-19 W. with the following specifications:

<u>State &amp; City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>
FL Apalachicola	3	45	305

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective September 13, 2004, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

<u>City</u>	<u>Channel No.</u>
Apalachicola, Florida	3

4. A separate *Order* will be issued announcing the window period for filing applications for DTV channel 3 at Apalachicola, Florida.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

6. For further information concerning this proceeding, contact Pam Blumenthal, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman  
Chief, Video Division  
Media Bureau